



BEVERLY EAVES PERDUE
GOVERNOR

EXECUTIVE ORDER NO. 115

**PROCLAMATION OF A STATE OF DISASTER FOR PAMLICO AND TYRRELL
COUNTIES**

WHEREAS, the North Carolina Emergency Management Act, Chapter 166A of the North Carolina General Statutes, authorizes the issuance of a proclamation declaring an area to be a disaster area as defined in N.C.G.S. § 166A-6 and categorizing the disaster as a Type I, Type II or Type III disaster; and

WHEREAS, on August 27, 2011, Hurricane Irene made landfall on the coast of North Carolina as a Category 1 Hurricane causing a storm surge of two to four feet along parts of the Outer Banks and eight to 10 feet along parts of the Pamlico Sound, resulting in sound side and inland river flooding; and

WHEREAS, on September 1, 2011, President Barack Obama approved a major federal disaster declaration for Pamlico, Tyrrell and 38 other counties for public assistance under the Robert T. Stafford Act, FEMA Declaration 4019-DR; and

WHEREAS, due to flooding from Hurricane Irene, the school systems in the counties of Pamlico and Tyrrell sustained substantial damages to many of their school facilities; and

WHEREAS, due to a lapse in the flood insurance for Pamlico and Tyrrell counties, these systems were not eligible for full public assistance from FEMA; and

WHEREAS, I have determined that a State of Disaster, as defined in N.C.G.S. §166A-6, exists in the State of North Carolina, specifically in the counties of Pamlico and Tyrrell, due to flood damage to the school facilities in those areas and the lack of adequate federal assistance under FEMA Declaration 4019-DR to repair the damage; and

WHEREAS, pursuant to N.C.G.S. § 166A-6, the criteria for a Type II disaster are met if the President of the United States has issued a major disaster declaration pursuant to the Robert T. Stafford Act; and

WHEREAS, pursuant to N.C.G.S. § 166A-5(1)a.9, the Governor is authorized and empowered to use contingency and emergency funds as necessary and appropriate to provide relief and assistance from the effects of a disaster, and to reallocate such other funds as may

reasonably be available within the appropriations of the various departments when the severity and magnitude of such disaster so requires and the contingency and emergency funds are insufficient or inappropriate; and

WHEREAS, pursuant to N.C.G.S. § 166A-6(b)(1), during a state of disaster, the Governor has the power to utilize all available State resources as reasonably necessary to cope with an emergency, including the transfer and direction of personnel or functions of State agencies or units thereof for the purpose of performing or facilitating emergency services.

NOW, THEREFORE, pursuant to the authority vested in me as Governor by the Constitution and the laws of the State of North Carolina, **IT IS ORDERED:**

Section 1. Pursuant to N.C.G.S. § 166A-6, a Type II State of Disaster is hereby declared for Pamlico and Tyrrell Counties.


Section 2. I authorize state disaster assistance in the form of a loan program to the eligible entities located within the disaster area as allowed under N.C.G.S. § 166A-5(1)a.9.

Section 3. I hereby order this proclamation: (a) to be distributed to the news media and other organizations calculated to bring its contents to the attention of the general public; (b) to be promptly filed with the Secretary of the Department of Public Safety, the Secretary of State, and the clerks of superior court in the counties to which it applies; and (c) to be distributed to others as necessary to ensure proper implementation of this proclamation.


Section 4. This Type II Disaster Declaration shall expire six months after issuance unless renewed by the Governor or the General Assembly. Such renewals may be made in increments of three months each, not to exceed a total of 12 months from the date of first issuance.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twenty-first day of February in the year of our Lord two thousand and twelve, and of the Independence of the United States of America the two hundred and thirty-sixth.




Beverly Eaves Perdue
Governor

ATTEST:


Elaine F. Marshall
Secretary of State